

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

UNITED STATES OF AMERICA,)	
)	No. J05-0004 CR (HRH)
Plaintiff,)	
)	
vs.)	
)	
TWILA JO DAVIS, et al,)	MEMORANDUM:
)	MOTION FOR WITHDRAWAL
Defendants.)	AND SUBSTITUTION OF
_____)	<u>COUNSEL</u>

On February 9, 2006 the court sentenced Ms. Davis to serve 10 years in prison and five years on supervised release. Ms. Davis wishes to appeal from that sentence. She has advised that one of the issues on review will be whether she received effective assistance of counsel. Given that fact it appears to be in the best interest of Ms. Davis for her present counsel, Scott Sterling, to withdraw, and for substitute counsel to be appointed for purposes of representing Ms. Davis on her appeal and/or any collateral review motion or petition. It is not ethically permissible for counsel to try to review his own performance and try to advise Ms. Davis concerning same.

For those reasons the subject motion should be granted.

RESPECTFULLY SUBMITTED this ____ day of _____, 2006 at
Anchorage, Alaska.

Sterling & DeArmond, P.C.
Counsel for Defendant
Twila Jo Davis

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was served by
(U.S. Mail, first class, postage-prepaid)(fax)(delivery), on the 13th day of
February, 2006 upon:

AUSA James Goeke
Office of U.S. Attorney for Alaska
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Counsel for Plaintiff
United States of America
Fax: (907) 271-1500

By:_____